

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANTHONY REID

vs.

JEFFREY BEARD, et al.

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CIVIL ACTION

NO. 04-2924

ORDER

AND NOW, this 2nd day of September 2009, upon careful and independent consideration of the Petition for a Writ of Habeas Corpus (Doc. No. 1), the Consolidated Amended Petition for Writ of Habeas Corpus (Doc. No. 16), a review of the Report and Recommendation of United States Magistrate Judge Lynne A. Sitarski (Doc. No. 41), and consideration of Petitioner's objections thereto, it is **ORDERED** that:

1. Petitioner's Objections to the Report and Recommendation are **DENIED**;
2. The Report and Recommendation is **APPROVED** and **ADOPTED**;
3. The Petition for a Writ of Habeas Corpus is **DISMISSED** with prejudice;
4. There is no probable cause to issue a certificate of appealability; and
5. The Clerk of Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE